

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
CHESLEY TAYLOR

Plaintiff,

-against-

COMMISSIONER OF SOCIAL SECURITY,

Defendant.
-----X

VITALIANO, D.J.

MEMORANDUM & ORDER

08-CV-1036 (ENV)

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ MAR 11 2009
P.M. 9
TIME A.M. 9 *Heard*

The Court is in receipt of a letter dated February 23, 2009 from plaintiff informing the Court of his inability to respond to the Commissioner's motion to dismiss due to illness and requesting a "continuance of one cycle of the court's time" in order to have "sufficient recovery time" and an opportunity to "submit my best defense". Since pleadings by *pro se* litigants are to be construed liberally, the Court considers plaintiff's letter a request for an extension of time to file a response to the Commissioner's motion. Given the leniency generally afforded to *pro se* litigants, and with no objection from the Commissioner, the Court grants Taylor an extension until March 30, 2009, to file his response to the Commissioner's motion.

SO ORDERED.

Dated: Brooklyn, New York
March 10, 2009

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id

ERIC N. VITALIANO
United States District Judge

dm